

Donald E. J. Kilmer, Jr. [SBN: 179986]  
 LAW OFFICES OF DONALD KILMER  
 1645 Willow Street, Suite 150  
 San Jose, California 95125  
 Voice: (408) 264-8489  
 Fax: (408) 264-8487  
 E-Mail: Don@DKLawOffice.com

Jason A. Davis [SBN: 224250]  
 Davis & Associates  
 27281 Las Ramblas, Suite 200  
 Mission Viejo, CA 92691  
 Voice: (949) 310-0817  
 Fax: (949) 288-6894  
 E-Mail: Jason@CalGunLawyers.com

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

TOM SCOCCA, MADISON  
 SOCIETY, INC., and THE  
 CALGUNS FOUNDATION, INC.,

Plaintiffs,

vs.

SHERIFF LAURIE SMITH (In her  
 individual and official capacity.),  
 COUNTY OF SANTA CLARA, and  
 DOES 1 to 20,

Defendants.

Case No.: CV 11 01318 - ~~JK~~ EMC

**STIPULATION OF THE PARTIES  
 RE: LAW/MOTION DUE DATES**

**Current Hearing:** Nov. 15, 2012  
**Current Time:** 2:30 p.m.  
**Courtroom:** 5, 17<sup>th</sup> Floor

**Current Schedule:**  
**Motion Filed:** 9/12/2012  
**Response Due:** 10/1/2012  
**Reply Due:** 10/9/2012

**Proposed Schedule:**  
**Response Due:** 10/15/2012  
**Reply Due:** 10/22/2012

The parties, by and through counsel, stipulation as follows:

1. Defendants' Counsel cleared the dates for the hearing with Plaintiffs' Counsel.
2. At that time, Plaintiffs' Counsel informed Defendants that due to present work load and pre-paid out of town commitments, it might be necessary to adjust the briefing schedule for their FRCP 12 motions.

3. The hearing is current set for November 15, 2012.

4. The current schedule (pursuant to local rules) requires the Plaintiffs to file a response by October 1, 2012, the Defendants reply due October 9, 2012.

5. The parties propose and stipulated to resetting the due dates to: Plaintiffs to file a response by October 15, 2012, with Defendants reply due October 22, 2012.

**SO STIPULATED.**

Date: September 25, 2012

Date: September 25, 2012

/s/  
Melissa Kiniyalocts,  
Counsel for Defendants

/s/  
Donald Kilmer  
Counsel for Plaintiffs

**ATTESTATION FOR COMPLIANCE WITH GENERAL ORDER 45 AND  
LOCAL RULE VIII.B.**

I, Donald Kilmer, declare under penalty of perjury under the laws of California and the United States that I have in my possession e-mail correspondence from Melissa Kiniyalocts that the content of this document is acceptable to all persons required to sign the document. I declare that this document was signed in San Jose, CA on September 25, 2012.

/s/  
Donald Kilmer of  
Law Offices of Donald Kilmer, APC  
for Plaintiffs

**SO ORDERED**

Plaintiffs to file a response by October 15, 2012, with Defendants reply due October 22, 2012. Hearing to remain set as calendared on November 15, 2012.

Date: September 26, 2012

